

IN THE HIGH COURT OF GUJARAT AT AHMEDABAD

SPECIAL CIVIL APPLICATION No 6450 of 1996

For Approval and Signature:

Hon'ble MISS JUSTICE R.M.DOSHIT

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1. Whether Reporters of Local Papers may be allowed to see the judgements?
2. To be referred to the Reporter or not?
3. Whether Their Lordships wish to see the fair copy of the judgement?
4. Whether this case involves a substantial question of law as to the interpretation of the Constitution of India, 1950 of any Order made thereunder?
5. Whether it is to be circulated to the Civil Judge?
(1 to 5 - No)

PRAVINCHADRA M BHATT

Versus

G S R T C

Appearance:

MR KG PANDIT for Petitioner

CORAM : MISS JUSTICE R.M.DOSHIT

Date of decision: 24/09/96

ORAL JUDGEMENT

Rule returnable today.

Learned Advocate Mr.Lakhani has, at the suggestion of the court, accepted a copy of the petition and has waived service of rule on behalf of the respondents.

The petitioner has claimed promotion to the post

of Traffic Controller. It is the claim of the petitioner that the petitioner has become eligible for such appointment in the year 1974 and he was due for promotion in the year 1986. However, in view of his dismissal from service in the year 1984 his case for promotion was not considered . Petitioner has been reinstated in service pursuant to the order of civil court. Petitioner, therefore, claims that he should be offered promotion which has been due to him since 1986. The petitioner made a representation to the competent authority on 9th July 1996 annexure-B to the petition. It is the grievance of the petitioner that for more than two months the said representation has not been considered and has not been responded to.

In the circumstances, this petition is allowed.

The respondent No.2 is directed to consider the representation dated 9th July 1996, Annexure-B to the petition, in accordance with law and to communicate his decision to the petitioner.

The aforesaid exercise shall be completed within a period of six weeks from the date of receipt of a copy of this order.

Petition is allowed to the aforesaid extent. Rule is made absolute. There shall be no order as to costs.
